

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 34833

STATE OF IDAHO,	)	2009 Unpublished Opinion No. 535
	)	
Plaintiff-Respondent,	)	Filed: July 21, 2009
	)	
v.	)	Stephen W. Kenyon, Clerk
	)	
JACOB CYREL LARSEN,	)	THIS IS AN UNPUBLISHED
	)	OPINION AND SHALL NOT
Defendant-Appellant.	)	BE CITED AS AUTHORITY
	)	

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Appeal from the District Court of the Seventh Judicial District, State of Idaho, Bingham County. Hon. Darren B. Simpson, District Judge.

Judgment of conviction and unified sentence of eight years, with a minimum period of confinement of three years, for aggravated driving while under the influence of alcohol, affirmed.

Molly J. Huskey, State Appellate Public Defender; Eric D. Fredericksen, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Nicole L. Shafer, Deputy Attorney General, Boise, for respondent.

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Before LANSING, Chief Judge, PERRY, Judge  
and GUTIERREZ, Judge

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PER CURIAM

Jacob Cyrel Larsen was convicted of aggravated driving while under the influence of alcohol, Idaho Code §§ 18-8006(1), -8004. The district court imposed a unified sentence of eight years, with a minimum period of confinement of three years. Larsen appeals, contending that the district court abused its discretion by failing to place him on probation.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of a sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App.

1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Larsen's judgment of conviction and sentence are affirmed.